



COMBINED DECLARATION AND POWER OF ATTORNEY  
FOR PATENT APPLICATION - Joint Inventors

Attorney Docket No. 1548

As a below-named inventor, I hereby declare that:

Inventorship

My residence, post office address, and citizenship are as stated below next to my name. I believe I am an original, first and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled DISPOSABLE MANDIBULAR ADVANCEMENT APPLIANCE, the specification of which:

is attached hereto.

X was filed on December 16, 1996 as Application Serial No. 08/766651.

Review of Patent Application

I hereby state that I have reviewed and understand the contents of the above identified specification and drawings, if any, including the claims, as amended by any amendment referred to above.

Duty to Disclose

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, section 1.56.

Claim of Priority: Foreign

I hereby claim foreign priority benefits under Title 35, United States Code, section 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign applications for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s):

number	country	day/month/year filed	priority claimed:	
			yes	no
<u>n/a</u>	<u>          </u>	<u>          </u>	<u>      </u>	<u>      </u>
<u>          </u>	<u>          </u>	<u>          </u>	<u>      </u>	<u>      </u>

Claim of Priority: United States

I hereby claim the benefit under Title 35, United States Code, section 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, section 112, I acknowledge the duty to disclose material information as defined by Title 37, Code of Federal Regulations, section 1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

Prior United States Application(s):

application serial no.	filing date	status (patented, pending, abandoned)
<u>08/493,926</u>	<u>June 23, 1995</u>	<u>Pending</u>

Power of Attorney

I hereby appoint the following attorney as my agent to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith: Ken J. Pedersen, Registration No. 29,689, P.O. Box 2666, Boise, Idaho, 83701-2666.

All correspondence and all telephone communication should be addressed to:

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Declaration

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

100 Name of Inventor Don E. Frantz, D.D.S.  
Residence (Town-State-Country) Webster, Texas, USA TX  
Citizenship United States of America  
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Signature *Don E. Frantz* Date 3-17-97

200 Name of Inventor Michael D. Frantz  
Residence (Town-State-Country) Coeur d'Alene, Idaho, USA ID  
Citizenship United States of America  
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Signature *Michael D. Frantz* Date 3-25-97



Attorney's File Number: 1548  
Inventor or Patentee: Don E. Frantz, D.D.S. and Michael D. Frantz  
Serial or Patent No.: 08/766651 Filed or Issued: 12/16/96  
Title: DISPOSABLE MANDIBULAR ADVANCEMENT APPLIANCE

**VERIFIED STATEMENT (DECLARATION) CLAIMING:  
SMALL ENTITY STATUS (37 CFR 1.9(f) and 1.27(b))  
INDEPENDENT INVENTOR(S)**

Small Entity

As a below named inventor, I hereby declare that I qualify as an independent inventor as defined in 37 CFR 1.9(c) for purposes of paying reduced fees under section 41(a) and (b) of Title 35, United States Code, to the Patent and Trademark Office with regard to the invention entitled DISPOSABLE MANDIBULAR ADVANCEMENT APPLIANCE described in:

\_\_\_\_\_ the specification filed herewith,  
☒ application serial no. 08/766651 filed 12/16/96  
\_\_\_\_\_ patent no. \_\_\_\_\_ issued \_\_\_\_\_

Assignment to Small Entities

I have not assigned, granted, conveyed, or licensed and am under no obligation under contract or law to assign, grant, convey, or license, any rights in the invention to any person who could not be classified as an independent inventor under 37 CFR 1.9(c) if that person had made the invention, or to any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e).

Each person, concern or organization to which I have assigned, granted, conveyed, or licensed or am under an obligation under contract or law to assign, grant, convey, or license any rights in the invention is listed below:

☒ no such person, concern, or organization  
\_\_\_\_\_ persons, concerns or organizations listed below (Separate verified statements are required for each person, concern, or organization averring to their status as small entities (37 CFR 1.27)):

Full Name: n/a  
Address: \_\_\_\_\_  
\_\_\_\_\_ individual, \_\_\_\_\_ small business concern, \_\_\_\_\_ nonprofit organization

Full Name: n/a  
Address: \_\_\_\_\_  
\_\_\_\_\_ individual, \_\_\_\_\_ small business concern, \_\_\_\_\_ nonprofit organization

Duty to File Change in Status

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate (37 CFR 1.28(b)).

Declaration

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

Name of Inventor: Don E. Frantz, D.D.S.

Signature of Inventor: x Don E. Frantz D.D.S.

Date: - 3-17-97

Name of Inventor: Michael D. Frantz

Signature of Inventor: x Michael D. Frantz

Date: - 3-25-97

[Frantz/1548.Small Entity Stmt-MDF]

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